

**From:** Anthony Kilna  
**To:** Microsoft ATR  
**Date:** 12/9/01 5:23pm  
**Subject:** Microsoft Settlement

OK, I'm not going to BS you and tell you that I've read the entire agreement that's being finalized for Microsoft. And I know I'm probably a part of a deluge of emails you're getting regarding this, especially after the Cringely article covering it.

I just want to say that I agree with his concern completely. Microsoft has proven, time and again, to be willing and able to take advantage of any legal loophole available. Don't let down companies like mine, who rely on free software and interoperability with open source and microsoft products. Making the language in the settlement regarding opening APIs and protocols apply only to commercial concerns is a big mistake, because many commercial concerns are relying on non-commercial consortiums of developers to achieve a common goal.